

JS44

(Rev. 07/89)

CIVIL COVER SHEET

The JS-44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON THE SECOND PAGE OF THIS FORM.)

I (a) PLAINTIFFS

MEAGHAN RICHARSON
CYRIL RICHARSON

DEFENDANTS

THE ATTORNEY GENERAL OF THE BRISTISH
VIRGIN ISLANDS; RANDY DONOVAN

(b) COUNTY OF RESIDENCE OF FIRST LISTED
PLAINTIFF

USVI

(EXCEPT IN U.S. PLAINTIFF CASES)

COUNTY OF RESIDENCE OF FIRST LISTED DEFENDANT
(IN U.S. PLAINTIFF CASES ONLY)

BVI

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED

(c) ATTORNEYS (FIRM NAME, ADDRESS, AND TELEPHONE NUMBER)

THOMAS F. FRIEDBERG, ESQ. (#1006)
610 W. ASH, SUITE 1400, PO 6814
SAN DIEGO, CA 92166 (619)557-0101

ATTORNEYS (IF KNOWN)**II. BASIS OF JURISDICTION (PLACE AN X IN ONE BOX ONLY)**

- ☒ 1 U.S. Government Plaintiff ☒ 3 Federal Question
(U.S. Government Not a Party)
- ☒ 2 U.S. Government Defendant ☒ 4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (PLACE AN X IN ONE BOX FOR PLAINTIFF AND ONE BOX FOR DEFENDANT)

- | | PT | DEF | | PT | DEF |
|---|---------------------------------------|---------------------------------------|---|---------------------------------------|---------------------------------------|
| Citizen of This State | <input checked="" type="checkbox"/> 1 | <input checked="" type="checkbox"/> 1 | Incorporated or Principal Place of Business in This State | <input checked="" type="checkbox"/> 4 | <input checked="" type="checkbox"/> 4 |
| Citizen of Another State | <input checked="" type="checkbox"/> 2 | <input checked="" type="checkbox"/> 2 | Incorporated and Principal Place of Business in Another State | <input checked="" type="checkbox"/> 5 | <input checked="" type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input checked="" type="checkbox"/> 3 | <input checked="" type="checkbox"/> 3 | Foreign Nation | <input checked="" type="checkbox"/> 6 | <input checked="" type="checkbox"/> 6 |

IV. CAUSE OF ACTION (CITE THE US CIVIL STATUTE UNDER WHICH YOU ARE FILING AND WRITE A BRIEF STATEMENT OF CAUSE. DO NOT CITE JURISDICTIONAL STATUTES UNLESS DIVERSITY).

28 USC 1332 (diversity); 46 USC 740 and 28 USC 1333(1) (Admiralty/Maritime)

V. NATURE OF SUIT (PLACE AN X IN ONE BOX ONLY)

CONTRACT	TORTS		FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input checked="" type="checkbox"/> 110 Insurance	PERSONAL INJURY	PERSONAL INJURY	<input checked="" type="checkbox"/> 610 Agriculture	<input checked="" type="checkbox"/> 422 Appeal 28 USC 158	<input checked="" type="checkbox"/> 400 State Reappointment
<input checked="" type="checkbox"/> 120 Marine	<input checked="" type="checkbox"/> 310 Airplane	<input checked="" type="checkbox"/> 362 Personal Injury-Medical Malpractice	<input checked="" type="checkbox"/> 620 Other Food & Drug	<input checked="" type="checkbox"/> 423 Withdrawal 28 USC 157	<input checked="" type="checkbox"/> 410 Antitrust
<input checked="" type="checkbox"/> 130 Miller Act	<input checked="" type="checkbox"/> 315 Airplane Product Liability	<input checked="" type="checkbox"/> 365 Personal Injury - Product Liability	<input checked="" type="checkbox"/> 625 Drug Related Seizure of Property 21 USC881	PROPERTY RIGHTS	<input checked="" type="checkbox"/> 430 Banks and Banking
<input checked="" type="checkbox"/> 140 Negotiable Instrument	<input checked="" type="checkbox"/> 320 Assault, Libel & Slander	<input checked="" type="checkbox"/> 368 Asbestos Personal Injury Product Liability	<input checked="" type="checkbox"/> 630 Liquor Laws	<input checked="" type="checkbox"/> 820 Copyrights	<input checked="" type="checkbox"/> 450 Commerce/ICC Rates/etc.
<input checked="" type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment	<input checked="" type="checkbox"/> 330 Federal Employers' Liability	<input checked="" type="checkbox"/> 370 Other Fraud	<input checked="" type="checkbox"/> 640 RR & Truck	<input checked="" type="checkbox"/> 830 Patent	<input checked="" type="checkbox"/> 460 Deportation
<input checked="" type="checkbox"/> 151 Medicare Act	<input checked="" type="checkbox"/> 340 Marine	<input checked="" type="checkbox"/> 371 Truth in Lending	<input checked="" type="checkbox"/> 650 Airline Regs	<input checked="" type="checkbox"/> 840 Trademark	<input checked="" type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
<input checked="" type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excl. Veterans)	<input checked="" type="checkbox"/> 345 Marine Product Liability	PERSONAL PROPERTY	<input checked="" type="checkbox"/> 660 Occupational Safety/Health	SOCIAL SECURITY	<input checked="" type="checkbox"/> 810 Selective Service
<input checked="" type="checkbox"/> 153 Recovery of Overpayment of Veterans Benefits	<input checked="" type="checkbox"/> 350 Motor Vehicle	<input checked="" type="checkbox"/> 380 Other Personal Property Damage	<input checked="" type="checkbox"/> 690 Other	<input checked="" type="checkbox"/> 861 HIA (13958)	<input checked="" type="checkbox"/> 850 Securities/Commodities Exchange
<input checked="" type="checkbox"/> 160 Stockholders Suits	<input checked="" type="checkbox"/> 355 Motor Vehicle Product Liability	<input checked="" type="checkbox"/> 385 Property Damage Product Liability	LABOR	<input checked="" type="checkbox"/> 862 Black Lung (923)	<input checked="" type="checkbox"/> 875 Customer Challenge 12 USC
<input checked="" type="checkbox"/> 190 Other Contract	<input checked="" type="checkbox"/> 360 Other Personal Injury		<input checked="" type="checkbox"/> 710 Fair Labor Standards Act	<input checked="" type="checkbox"/> 863 DIWC/DIWW (405(g))	<input checked="" type="checkbox"/> 891 Agricultural Acts
<input checked="" type="checkbox"/> 195 Contract Product Liability			<input checked="" type="checkbox"/> 720 Labor/Mgmt. Relations	<input checked="" type="checkbox"/> 864 SSID Title XVI	<input checked="" type="checkbox"/> 892 Economic Stabilization Act
REAL PROPERTY	CIVIL RIGHTS	PRISONER PETITIONS	<input checked="" type="checkbox"/> 730 Labor/Mgmt. Reporting & Disclosure Act	<input checked="" type="checkbox"/> 865 RSI (405(g))	<input checked="" type="checkbox"/> 893 Environmental Matters
<input checked="" type="checkbox"/> 210 Land Condemnation	<input checked="" type="checkbox"/> 441 Voting	<input checked="" type="checkbox"/> 510 Motions to Vacate Sentence Habeas Corpus	<input checked="" type="checkbox"/> 740 Railway Labor Act	FEDERAL TAX SUITS	<input checked="" type="checkbox"/> 894 Energy Allocation Act
<input checked="" type="checkbox"/> 220 Foreclosure	<input checked="" type="checkbox"/> 442 Employment	<input checked="" type="checkbox"/> 530 General	<input checked="" type="checkbox"/> 790 Other Labor Litigation	<input checked="" type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant)	<input checked="" type="checkbox"/> 895 Freedom of Information Act
<input checked="" type="checkbox"/> 230 Rent Lease & Eiectmant	<input checked="" type="checkbox"/> 443 Housing/Accommodations	<input checked="" type="checkbox"/> 535 Death Penalty	<input checked="" type="checkbox"/> 791 Empl. Ret. Inc. Security Act	<input checked="" type="checkbox"/> 871 IRS - Third Party 26 USC 7609	<input checked="" type="checkbox"/> 900 Appeal of Fee Determination Under Equal Access to Justice
<input checked="" type="checkbox"/> 240 Tort to Land	<input checked="" type="checkbox"/> 444 Welfare	<input checked="" type="checkbox"/> 540 Mandamus & Other			<input checked="" type="checkbox"/> 950 Constitutionality of State
<input checked="" type="checkbox"/> 245 Tort Product Liability	<input checked="" type="checkbox"/> 440 Other Civil Rights	<input checked="" type="checkbox"/> 550 Civil Rights			<input checked="" type="checkbox"/> 890 Other Statutory Actions
<input checked="" type="checkbox"/> 290 All Other Real Property		<input checked="" type="checkbox"/> 555 Prisoner Conditions			

VI. ORIGIN (PLACE AN X IN ONE BOX ONLY)

- ☒ 1 Original Proceeding ☒ 2 Removal from State Court ☒ 3 Remanded from Appellate Court ☒ 4 Reinstated or Reopened ☒ 5 Transferred from another district (specify) ☒ 6 Multidistrict Litigation ☒ 7 Appeal to District Judge from Magistrate Judgment

VII. REQUESTED IN COMPLAINT:

☒ CHECK IF THIS IS A CLASS ACTION UNDER f.r.c.p. 23

DEMAND \$ 1,000,000.00

Check YES only if demanded in complaint:

JURY DEMAND: ☒ YES ☒ NO

VIII. RELATED CASE(S) IF ANY (See Instructions): JUDGE

Docket Number

DATE 11/15/08

SIGNATURE OF ATTORNEY OF RECORD S/THOMAS F. FRIEDBERG

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS-44

Authority For Civil Cover Sheet

The JS-44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should completed the form as follows:

I.(a) Plaintiffs - Defendants. Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.

(b) County of Residence. For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved).

(c) Attorneys. Enter firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

II. Jurisdiction. The basis of jurisdiction is set forth under Rule 8(a), F.R.C.P., which requires that jurisdictions be shown in pleadings. Place the "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.

United States plaintiff. (1) Jurisdiction is based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.

United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an X in this box.

Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.

Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; federal question actions take precedence over diversity cases.)

III. Residence (citizenship) of Principal Parties. This section of the JS-44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

IV. Cause of Action. Report the civil statute directly related to the cause of action and give a brief description of the cause.

V. Nature of Suit. Place an "X" in the appropriate box. If the nature of suit cannot be determined, be sure the cause of action, in Section IV above, is sufficient to enable the deputy clerk or the statistical clerks in the Administrative Office to determine the nature of suit. If the cause fits more than one nature of suit, select the most definitive.

VI. Origin. Place an "X" in one of the seven boxes.

Original Proceedings. (1) Cases which originate in the United States district courts.

Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.

Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.

Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.

Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.

Multidistrict Litigation. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407. When this box is checked, do not check (5) above.

Appeal to District Judge from Magistrate Judgment. (7) Check this box for an appeal from a magistrate's decision.

VII. Requested in Complaint. Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.

Demand. In this space enter the dollar amount (in thousands of dollars) being demanded or indicate other demand such as a preliminary injunction.

Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

VIII. Related Cases. This section of the JS-44 is used to reference relating pending cases if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.
(rev. 07/89)